

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

CR 14-31 JNE/TNL

UNITED STATES OF AMERICA,)	INDICTMENT
)	
Plaintiff,)	18 U.S.C. § 922 (g)(1)
)	18 U.S.C. § 924 (a)(2)
v.)	18 U.S.C. § 924 (c)(1)(A)
)	18 U.S.C. § 924 (d)(1)
SAMUEL DAVID SHOEN,)	21 U.S.C. § 841 (a)(1)
)	21 U.S.C. § 841 (b)(1)(C)
Defendant.)	21 U.S.C. § 853
)	28 U.S.C. § 2461 (c)

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1

(Felon in Possession of Firearm)

On or about December 11, 2013, in the State and District of Minnesota, the defendant,

SAMUEL DAVID SHOEN,

having previously been convicted of crimes punishable by imprisonment for a term exceeding one year, namely:

Crime	Court of Conviction	Year of Conviction (in or about)
Terroristic Threats	Dakota County, MN District Court	1998
Felon in Possession	Dakota County, MN District Court	2000

did knowingly possess, in and affecting interstate and foreign commerce a RPB Industries, Model SM10, 9mm pistol, bearing serial number SAP92897, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

SCANNED

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COUNT 2

(Felon in Possession of Firearm)

On or about December 17, 2013, in the State and District of Minnesota, the defendant,

SAMUEL DAVID SHOEN,

having previously been convicted of crimes punishable by imprisonment for a term exceeding one year, namely:

Crime	Court of Conviction	Year of Conviction (in or about)
Terroristic Threats	Dakota County, MN District Court	1998
Felon in Possession	Dakota County, MN District Court	2000

did knowingly possess, in and affecting interstate commerce, a Smith & Wesson .40 caliber pistol, bearing serial number PAN4848, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT 3

(Possession with Intent to Distribute Methamphetamine)

On or about December 17, 2013, in the State and District of Minnesota, the defendant,

SAMUEL DAVID SHOEN,

did knowingly and intentionally possess with intent to distribute a mixture and substance containing a detectable amount of methamphetamine, a controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

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COUNT 4

(Possession of a Firearm During and in Relation to a Drug Trafficking Crime)

On or about December 17, 2013, in the State and District of Minnesota, the defendant, **SAMUEL DAVID SHOEN**, did knowingly carry and use a firearm, that is, a Smith & Wesson .40 caliber pistol, bearing serial number PAN4848, during and in relation to a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, the Possession with Intent to Distribute Methamphetamine, as alleged in Count 3, in violation of Title 18, United States Code, Section 924(c)(1)(A).

COUNT 5

(Felon in Possession of Ammunition)

On or about December 17, 2013, in the State and District of Minnesota, the defendant,

SAMUEL DAVID SHOEN,

having previously been convicted of crimes punishable by imprisonment for a term exceeding one year, namely:

Crime	Court of Conviction	Year of Conviction (in or about)
Terroristic Threats	Dakota County, MN District Court	1998
Felon in Possession	Dakota County, MN District Court	2000

did knowingly possess, in and affecting interstate commerce, multiple rounds of .40 caliber ammunition marked with "HMC 40 S&W" headstamp, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

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COUNT 6

(Felon in Possession of Firearm)

On or about December 17, 2013, in the State and District of Minnesota, the defendant,

SAMUEL DAVID SHOEN,

having previously been convicted of crimes punishable by imprisonment for a term exceeding one year, namely:

Crime	Court of Conviction	Year of Conviction (in or about)
Terroristic Threats	Dakota County, MN District Court	1998
Felon in Possession	Dakota County, MN District Court	2000

did knowingly possess, in and affecting interstate commerce, a Sig-Sauer AR-15 rifle, bearing serial number JT-015248, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

COUNT 7

(Felon in Possession Ammunition)

On or about December 17, 2013, in the State and District of Minnesota, the defendant,

SAMUEL DAVID SHOEN,

having previously been convicted of crimes punishable by imprisonment for a term exceeding one year, namely:

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Crime	Court of Conviction	Year of Conviction (in or about)
Terroristic Threats	Dakota County, MN District Court	1998
Felon in Possession	Dakota County, MN District Court	2000

did knowingly possess, in and affecting interstate commerce, multiple rounds of 5.56 ammunition marked with "LC 11" and cross-hair headstamp, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a) (2).

FORFEITURE ALLEGATIONS

If convicted of any of Counts 1-7 of this Indictment, the defendant,

SAMUEL DAVID SHOEN,

shall forfeit to the United States any firearms, accessories, and ammunition involved in or used in connection with each such violation including, but not limited to: multiple rounds of 5.56 millimeter ammunition; a RPB Industries, Model SM10, 9mm pistol, bearing serial number SAP92897; a Smith & Wesson .40 caliber pistol, bearing serial number PAN4848; a Sig-Sauer AR-15 rifle, bearing serial number JT-015248; and all associated accessories and ammunition, pursuant to Title 18, United States Code, Section 924(d)(1) in conjunction with Title 28, United States Code, Section 2461(c).

If convicted of Count 3 of this Indictment, the defendant,

SAMUEL DAVID SHOEN,

shall also forfeit to the United States pursuant to Title 21, United States Code, Section 853(a)(1) and (a)(2), any and all property constituting, or derived from, any proceeds the

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defendant obtained directly or indirectly as a result of said violation, and any and all property used, or intended to be used, in any manner or part to commit or to facilitate the commission of said violation.

If any of the above-described property is unavailable for forfeiture for any of the reasons set forth in Title 21, United States Code, Section 853(p), the United States shall be entitled to forfeit substitute property pursuant to Title 21, United States Code, Section 853(p).

A TRUE BILL

ACTING UNITED STATES ATTORNEY

FOREPERSON